



COMPTROLLER GENERAL OF THE UNITED STATES
WASHINGTON D.C. 20548

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B-209328

August 2, 1983

To the President of the Senate and the
Speaker of the House of Representatives

On July 7, 1983, the President's ninth special message for fiscal year 1983 was transmitted to Congress pursuant to the Impoundment Control Act of 1974. The special message proposes one new rescission totalling \$15 million and four new deferrals of budget authority totalling \$34,795,142.

This message was submitted after the Supreme Court handed down its decision, in Immigration and Naturalization Service v. Chadha (No. 80-1832, June 23, 1983), that a one-house legislative veto provision in the Immigration and Nationality Act was unconstitutional. Exactly what effect the decision has on the legislative veto mechanism in the Impoundment Control Act and on the remainder of the Act remains uncertain. The President's submission of this message pursuant to the Act indicates that the Administration intends to treat at least the reporting requirements of the Act as still viable. We will continue to carry out our responsibility to review each message and report to the Congress as required by section 1014(b) of the Act.

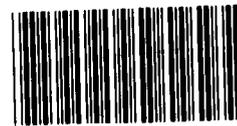
DEPARTMENT OF STATE

R83-21 Bureau for Refugee Programs
Migration and Refugee Assistance
Amount proposed for rescission: \$15,000,000
1931143

The funds are reportedly not needed because of lower than expected refugee flows. Based on the current legislative calendar, the 45-day period of continuous session during which the funds proposed for rescission may be withheld pending congressional consideration of a rescission bill will end on October 5, 1983. (The funds expire for obligation purposes on September 30, 1983.)

ENERGY ACTIVITIES

D83-76 Energy Programs
Energy Conservation
Amount deferred: \$3,050,000
89X0215



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GAO/OGC-83-14

DEPARTMENT OF ENERGY

D83-77 Energy Programs
Alternative Fuels Production
Amount deferred: \$13,000,000
89X5180

According to an agency official, the deferred funds were budgeted for a cooperative agreement with Tri-State Synthetic Fuels Corporation for an indirect coal liquefaction project. Tri-State subsequently notified the Department of Energy (DOE) that it did not want to enter into the agreement. As a result, DOE decided to defer the funds to fiscal year 1984.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

D83-78 Centers for Disease Control
Preventive Health Services
Amount deferred: \$15,560,000
75X0943

BOARD FOR INTERNATIONAL BROADCASTING

D83-79 Grants and Expenses
Amount deferred: \$3,185,142
9531145

We have reviewed the ninth special message. Except as noted above, we have identified no additional information that would be useful to the Congress in its consideration of the President's proposals and we believe that the proposed deferrals are in accordance with existing statutes.

for 
Comptroller General
of the United States